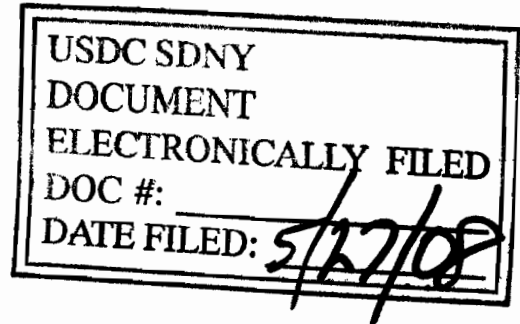


MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York
By: DAVID BOBER
Assistant United States Attorney
86 Chambers Street, 3rd Floor
New York, NY 10007
Tel: (212) 637-2718
Fax: (212) 637-2786
david.bober@usdoj.gov



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

HUMAYYUN ATTA,

Plaintiff,

- v. -

MICHAEL CHERTOFF, et al.,

Defendants.

STIPULATION AND
ORDER OF DISMISSAL

08 Civ. 1715 (GEL)

IT IS STIPULATED AND AGREED, by and between the undersigned counsel for the parties, that the above-captioned action be, and hereby is, dismissed as moot, without costs or attorney's fees to any party.

Dated: New York, New York
May __, 2008

LAW OFFICES OF E. ABEL ARCIA

By:

ERNEST ATALAY, ESQ.
81-12 Roosevelt Avenue
Jackson Heights, NY 11372
Tel. No.: (718) 651-4363

Dated: New York, New York
May 27, 2008

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York

By:

DAVID BOBER
Assistant United States Attorney
86 Chambers Street, 3rd Floor
New York, NY 10007
Tel: (212) 637-2718

SO ORDERED:

HON. GERARD E. LYNCH
United States District Judge

5/27/08